

PTO/SB/26 (10-99)
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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## TERMINAD DISCLOMMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional) 02**4344-**975

In re Application of: Lisa PALMQVIST et al. Application No.: 09/973,809

Application No.: 09/9/3,809 Filed: October 11, 2001

For: CEMENTED CARBIDE INSERT

AECEINED TO 18 2013

The owner\*, <u>Sandvik AB</u> of <u>100</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6.326.093</u>. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. X The undersigned is an attorney of record.

August 25, 2003 Date

Signature

Scott W. Cummings, Reg. No. 41,567

Typed or printed name

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

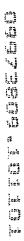
\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See M.P.E.P. § 324.

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## COMBINED DECLARATION AND POWER OF ATTORNEY

Attorney's Docket No.

FOR UTILITY PATENT APPLICA	FOR UTILITY PATENT APPLICATION					
As a below-named inventor, I hereby declare that: My residence, post office address and citizenship are as sta I BELIEVE I AM THE ORIGINAL, FIRST AND SOLI ORIGINAL, FIRST AND JOINT INVENTOR (if more the WHICH IS CLAIMED AND FOR WHICH A PATENT IS	E INVENTOR an one name is	(if only one name is listed below) OR AN listed below) OF THE SUBJECT MATTER				
CEMENTED CARBIDE INSERT						
the specification of which						
(check one)	<b>~</b> ~	ned hereto; d on February 2, 2000 as				
	Application N	lo. <u>09/496,200</u>				
	and was amen	(if applicable)				
I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;						
I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);						
I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;						
I hereby claim foreign priority benefits under Title 35, Uniapplication(s) for patent or inventor's certificate as indicate application for patent or inventor's certificate on this invention which priority is claimed:	d below and hav	ve also identified below any foreign				



## COMBINED DECLARATION AND POWER OF ATTORNEY

Attorney's Docket No.

024444-729

COUNTRY/INTERNATIONAL	ONAL APPLICATION NUMBER		TE OF FILING y, month, year)	PRIORITY CLAIMED			
SWEDEN	SE 9900403-8		February 1999	YES_X_NO_			
				YES_ NO_			
I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:							
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
FULL NAME OF SOLE OR FIRST INVENTOR	SIGNATURE	$\overline{}$	<b>ə</b> 1	DATE			
Lisa PALMQVIST	Visa-	aling	ut	May 16, 2000			
RESIDENCE		•	CITIZENSHIP				
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FULL NAME OF SECOND JOINT INVENTOR,		19	1100	May. 5, 2000			
Mikael LINDHOLM RESIDENCE	(de lea	51 BC-11	CITIZENSHIP	1144.3, 2000			
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## COMBINED DECLARATION AND POWER OF ATTORNEY

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024444-729